

12-27-01

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Atty Dkt No. 0800-0005.04
PATENT

J1073 U.S. PTO

10/026389

12/18/01

**REQUEST FOR FILING
CONTINUATION/DIVISIONAL APPLICATION**Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

☒ "Express Mail" Mailing Label No. EV 036 419 854 US Date of Deposit December 18, 2001
I hereby certify that this paper or fee is being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above
and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

PATRICIA K. HENNES
(Typed or Printed Name of Person Mailing Paper or Fee)

Patricia K. Hennes
(Signature of Person Mailing Paper or Fee)

Sir:

This is a request for filing a X continuation ___ divisional application under 37 C.F.R.
1.53(b)(1), of pending prior application serial no. 09/449,581 filed on November 29, 1999, of Georges
Natsoulis, Gary Kurtzman and Peter Colosi for HIGH-EFFICIENCY AAV HELPER FUNCTIONS.

1. X Enclosed is an application filed under 37 C.F.R. 1.53(b)(1). No new matter has been added.
2. X Applicant(s) claim(s) small entity status.
3. X The filing fee is calculated below:

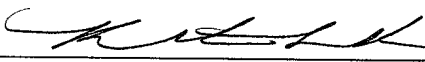
A.	Basic Application Fee		\$740
B.	Total Claims 16 - 20 = 0	x \$18	0
C.	Independent Claims 6 - 3 = 3	x \$84	252
D.	If multiple claims present, add	\$280	0
E.	Total Application Fee (Total of A, B, C & D)	=	<u>992</u>
F.	If small entity status is claimed, reduce Total Application Fee by 50%		<u>496</u>
G.	Total Fee Due (E - F)	=	496

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.
5. X A check to cover the \$ 496 application fee is attached.
6. Cancel in this application original claims of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
7. X The inventor(s) of the invention being claimed in this application is (are): Georges Natsoulis, Gary Kurtzman and Peter Colosi.
8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .
9. X Amend the specification by replacing lines 1-9 on page 1 with the following paragraph:
--This application is a continuation of U.S. Patent Application Serial No. 09/449,581, filed November 29, 1999, which is a continuation of U.S. Patent Application Serial No. 09/107,708, filed June 30, 1998 (now U.S. Patent No. 6,027,931), which is a continuation-in-part of U.S. Patent Application Serial No. 08/688,648, filed July 29, 1996, which is a continuation-in-part of U.S. Patent Application Serial No. 08/510,790, filed August 3, 1995 (now U.S. Patent No. 5,622,856) from which applications priority is claimed pursuant to 35 U.S.C. §120 and which applications are incorporated herein by reference in their entireties.--
10. X The prior application is assigned of record to Avigen, Inc.
11. X A preliminary amendment is enclosed.
12. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account.
13. X The power of attorney in the prior application is to Kenneth G. Chahine, Reg. No. 42,398, M. Christina Thomson, Reg. No. 43,190, Roberta L. Robins, Reg. No. 33,208, Gary R. Fabian, Ph.D., Reg. No. 33,875, and Dahna S. Pasternak, Reg. No. 41,411.
- a. The power appears in the original papers in the prior application.
- b. X Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Recognize the following individuals as Associate Attorneys: Narinder S. Banait, Reg. No. 43,482.

d. X Address all future communications to Roberta L. Robins at:

X ROBINS & PASTERNAK LLP
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Menlo Park, CA 94025
phone: (650) 325-7812
fax: (650) 325-7823.

12/18/01
(date)


(Attorney of Record)
Roberta L. Robins
Reg. No. 33,208

Address of signator:

 inventor(s)
 assignee of complete interest
X attorney or agent of record

 filed under § 1.34(a)